

**DECISION NUMBER** 4084/2021  
**CERTIFICATE NUMBER** 030/CERT/4084/2020  
**IN THE MATTER** of the Sale and Supply of Alcohol Act 2012  
**AND**  
**IN THE MATTER** of an application by **Jay Hernandez Co** for a  
Renewal of Managers Certificate pursuant to  
section 224 of the Act.

### **BEFORE THE NAPIER DISTRICT LICENSING COMMITTEE**

The renewal of managers' certificate application had no matters of opposition raised under section 225 reports, therefore the matter was considered by the Napier District Licensing Commissioner in accordance with sections 226, 227 and 228 of the Act.

**Commissioner: Stuart Hylton**

### **RESERVED DECISION OF THE NAPIER DISTRICT LICENSING COMMITTEE**

#### **1. Application**

**Jay Hernandez Co** made the application (MC4084) on the prescribed form received 22 June 2021. The applicant has experience using the certificate at 'Westshore Beach Inn', Tavern Style On-licence.

The applicant has the required qualifications and has not incurred any relevant convictions since last renewal.

#### **2. Decision Making**

In considering this application for a manager's certificate the licensing committee had regard to the following criteria under section 227 of the Act.

*(a) the applicant's suitability to be a manager:*

*(b) any convictions recorded against the applicant since the certificate was issued or last renewed:*

*(c) the manner in which the manager has managed the sale and supply of alcohol pursuant to the licence with the aim of contributing to the reduction of alcohol-related harm:*

*(d) any matters dealt with in any report made under [section 225](#).*

#### **3 Reporting Agencies**

The following reports were received under section 225 of the Act and taken into account during the decision.

**3.1 Police** – No opposition noted within report received on 2 July 2021.

**3.2 Licensing Inspector** – Full report including opinion that **Jay Hernandez Co** has managed the certificate in accordance with the requirements under the Act and licence conditions. The inspector notes the applicant has a work visa that expires in 2023 and has subsequently signed an undertaking the renewal certificate will not be used without a current visa.

The inspector concludes that he supports the granting of a renewal of the manager's certificate.

**4 Conclusion**

Based on the evidence provided to me within the application and statutory reports I conclude that **Jay Hernandez Co** meets the criteria to have the Managers Certificate renewed in terms with section 227 of the Act for three years.

**5 Decision**

Accordingly the application for renewal is **Approved** for issue immediately for a period of three years and with an undertaking annotated to the certificate.

**Dated at this the 8 August 2021.**

**Signed**



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**Stuart Hylton**  
**Napier District Licensing Commissioner**